

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	4:10CR3129
	)	
V.	)	
	)	
KENNETH W. MOTTIN,	)	SUPPLEMENTAL
	)	TENTATIVE FINDINGS
	)	FOR KENNETH W. MOTTIN
Defendant.	)	
	)	

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For reasons that are unclear, I overlooked Mr. Mottin's motion for departure and variance and statement of position when I issued tentative findings. I now issue tentative findings regarding Mr. Mottin's motion and statement of position.

IT IS ORDERED that:

- (1) The motion for departure and variance (filing 97) is tentatively denied.
- (2) The objections to the presentence report (filing 98) will be taken up at sentencing.

DATED this 16<sup>th</sup> day of October, 2012.

BY THE COURT:

*Richard G. Kopf*  
Senior United States District Judge